

OFFICIAL COPY

Fresno, California

May 21, 2002

The City Council met in joint session with the Redevelopment Agency at the hour of 8:32 a.m. and thereafter in regular session, in the Council Chambers, City Hall, on the day above written.

Present:	Tom Boyajian	Councilmember
	Brian Calhoun	Councilmember (arrived shortly into the meeting)
	Brad Castillo	Acting President
	Jerry Duncan	Councilmember
	Sal Quintero	Councilmember (arrived shortly into the meeting)
	Dan Ronquillo	Councilmember
	Henry Perea	Council President

Dan Hobbs, City Manager  
Dan Fitzpatrick, Agency Executive Director  
Hilda Cantu Montoy, City Attorney  
Becky Klisch, City Clerk  
Yolanda Salazar, Assistant City Clerk

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

(“A”) HEARING REGARDING THE PROPOSED SALE OF SINGLE-FAMILY RESIDENCE LOCATED AT 529 N. WHITNEY STREET (*COUNCIL AND AGENCY ACTION*) (CONTINUE TO 5:30 P.M.)

On motion of Acting President Castillo, seconded by President Perea, duly carried, RESOLVED, the above entitled hearing continued to 5:30 p.m. this date, by the following vote:

Ayes	:	Boyajian, Castillo, Duncan, Ronquillo, Perea
Noes	:	None
Absent	:	Calhoun, Quintero

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Councilmember Calhoun arrived at 8:33 a.m. The joint bodies recessed to 5:30 p.m. and the City Council convened in regular session at 8:33 a.m.

A moment of silence was observed for Fresno County sheriff's deputy Dennis Phelps who was killed in the line of duty on May 19<sup>th</sup>.

Pastor Bob Willis, Northpark Community Church, gave the invocation, and President Perea led the Pledge of Allegiance to the Flag. Councilmember Quintero arrived at 8:36 a.m.

PERFORMANCE BY VRABCACI “THE LITTLE SPARROWS” CHILDREN’S CHOIR FRO THE CZECH REPUBLIC - MAYOR AND CITY COUNCIL

RESOLUTION OF COMMENDATION RECOGNIZING THE WATER DIVISION FOR OUTSTANDING EFFICIENCY FROM THE REASON PUBLIC POLICY INSTITUTE'S STUDY - PRESIDENT PEREA

CERTIFICATES OF RECOGNITION TO DISTRICT 4 HIGH SCHOOL STUDENTS - ACTING PRESIDENT CASTILLO

CERTIFICATES OF RECOGNITION TO VALEDICTORIANS FROM CENTRAL HIGH SCHOOL - COUNCILMEMBERS BOYAJIAN AND RONQUILLO

CERTIFICATES OF RECOGNITION TO DISTRICT 7 STUDENTS - PRESIDENT PEREA

PROCLAMATION OF VETERANS APPRECIATION MONTH - COUNCILMEMBER QUINTERO

The above performance was held and the certificates and proclamations were read and presented.

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**APPROVE MINUTES:**

On motion of Acting President Castillo, seconded by Councilmember Calhoun, duly carried, RESOLVED, the minutes of May 14, 2002, approved as submitted.

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**APPROVE AGENDA:**

**(10:15 A.M. #2) WORKSHOP REGARDING DOWNTOWN PARKING**

**A. APPROVE RATE INCREASE AND OPERATION HOURS AND ESTABLISH THE "MALL SPECIFIC" AND NON-MALL SPECIFIC" PARKING METER ZONES**

**1. APPROVE RATE INCREASE DURING SPECIAL EVENTS, PARKING PERMIT FEES, AND OPERATIONAL HOURS FOR PARKING GARAGES AND PARKING LOTS IN THE DOWNTOWN AREA**

**B. DISCUSSION AND RECONSIDERATION OF 4/23/02, COUNCIL ACTION REGARDING DOWNTOWN PARKING ISSUES INCLUDING METERS AND GARAGE OPERATIONS - COUNCILMEMBER QUINTERO (MINUTE RESOLUTIONS APPROVED BY COUNCIL:)**

**1. OFF-STREET PARKING METER LOTS, AUTHORITY TO USE DAILY RATES DURING SPECIAL EVENTS**

**2. ON-STREET PARKING METERS**

**3. PARKING GARAGES AND SURFACE LOTS**

**4. AUTHORITY TO CHARGE FEES AT CITY LOTS (MISCELLANEOUS)**

Councilmember Quintero questioned why item "A" was placed before his item "B" stating he had scheduled it first and it had been carried over the past few weeks, with City Clerk Klisch responding. Councilmember Quintero requested he be informed of changes in the future.

**(9:20 A.M.) APPEARANCE BY DOUG HARRISON, FRESNO METROPOLITAN FLOOD CONTROL DISTRICT (FMFCD) REQUESTING AN EXEMPTION FROM THE AMERICANS WITH DISABILITIES ACT (ADA) POLICY RELATIVE TO CURB CUTS (REQUEST ACTION BE TAKEN) (DISCUSSED AGAIN LATER)**

City Clerk Klisch advised the request to appear had been withdrawn. President Perea questioned if the issue had been resolved, **(2 - 0)** with City Manager Hobbs and City Attorney Montoy responding it had. Councilmember Ronquillo commented briefly on the issue and later in the meeting Assistant Manager Souza further clarified the issue.

**(1-B) APPROVE AVIATION LAND AND BUILDING EASE AND AGREEMENT WITH TALUS AVIATION SERVICE TO OCCUPY PREMISES AT FRESNO CHANDLER DOWNTOWN AIRPORT**

**(1-C) APPROVE AMENDMENT NO. 2 TO THE AVIATION BUILDING LEASE AGREEMENT WITH FRESNO AIRPARTS COMPANY TO OCCUPY PREMISES AT FRESNO CHANDLER DOWNTOWN AIRPORT**

Removed from the agenda at the request of staff.

**DIRECT STAFF SCHEDULE THE ISSUE OF AMENDING THE CHARTER TO PROVIDE FOR A THIRD YEAR TERM FOR THE MAYOR AND CITY COUNCIL FOR JUNE 4, 2002, AT 9:45 A.M. - COUNCILMEMBER CALHOUN**

Direction made.

On motion of Councilmember Castillo, seconded by Councilmember Ronquillo, duly carried, **RESOLVED**, the **AGENDA** hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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**ADOPT CONSENT CALENDAR:**

**(1-A) APPROVE PURCHASE OF CITY PROPERTY AT 1615 EL DORADO BY LANDWEST LLC AND APPROVE LEASE OF TEMPORARY REPLACEMENT WAREHOUSE SPACE AT 1603 “H” STREET FOR THE SOLID WASTE DIVISION; AND AUTHORIZE THE PUBLIC UTILITIES DIRECTOR TO EXECUTE THE SUBLEASE AND ALL NECESSARY DOCUMENTS TO SELL THE PROPERTY TO LANDWEST**

**(1-D) RESOLUTION NO. 2002-161 - AUTHORIZING SUBMITTAL OF A GRANT APPLICATION for \$49,990 TO THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION UNDER THE SAFE NEIGHBORHOOD PARKS, CLEAN WATER, CLEAN AIR, AND COASTAL PROTECTION BOND ACT TO REPLANT MISSING MEDIAN ISLAND AND STREET TREES; AND AUTHORIZE THE PARKS AND RECREATION DIRECTOR OR DESIGNEE TO EXECUTE AND SUBMIT ALL DOCUMENTS, INCLUDING BUT NOT LIMITED TO, APPLICATIONS, AGREEMENTS, AMENDMENTS, AND PAYMENT REQUESTS WHICH MIGHT BE NECESSARY FOR THE COMPLETION OF THE PROJECT**

**(1-E) \* RESOLUTION NO. 2002-162** - 97<sup>TH</sup> AMENDMENT TO AAR 01-200 APPROPRIATING \$43,800 IN GRANT FUNDS FROM THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION TO REPLANT 509 MISSING STREET AND MEDIAN ISLAND TREES

**(1-F)** AWARD A ONE-YEAR REQUIREMENTS CONTRACT FOR NEW DIESEL ENGINES FOR FRESNO AREA EXPRESS BUSES TO CUMMINS WEST, INC. OF SAN LEANDRO, CA, IN THE ESTIMATED AMOUNT OF \$554,608 FOR SECTION I (FOURTEEN ENGINES) AND SECTION II (TRAINING OF FAX MAINTENANCE PERSONNEL)

**(1-G)** AWARD A CONTRACT TO SOUTHERN COUNTIES OIL COMPANY OF ORANGE, CA, IN THE ESTIMATED AMOUNT OF \$1,000,000 FOR ULTRA LOW SULFUR DIESEL FUEL

**(1-H)** AWARD A CONTRACT TO ELECTRIC MOTOR SHOP OF FRESNO IN THE AMOUNT OF \$127,291 FOR TRAFFIC SIGNAL INSTALLATION AT COLE AND MILLBROOK AVENUES

**(1-J)** DETERMINING THAT ABB WATER METERS, INC. OF OCALA, FL, NEPTUNE TECHNOLOGY GROUP, INC. OF TALLASSEE, AL, AND HERSEY METERS COMPANY OF CLEVELAND, NC, ARE NON-RESPONSIVE TO THE SPECIFICATIONS, AND AWARD A ONE-YEAR REQUIREMENTS CONTRACT WITH PROVISIONS FOR TWO ONE-YEAR EXTENSION TO METRON-FARNIER, LLC OF BOULDER, CO, IN THE AMOUNT OF \$133,678 AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER TO FURNISH SINGLE JET WATER METERS

**(1-K)** AWARD A CONTRACT TO STEVE DOVALI CONSTRUCTION OF FRESNO IN THE AMOUNT OF \$129,800 TO CONSTRUCT WELL SITE IMPROVEMENTS AT PUMP STATION 19B

**(1-L)** AUTHORIZE THE CHIEF OF POLICE, ON BEHALF OF THE CITY, TO ENTER INTO A CONTRACT WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES (CALEA) TO OBTAIN NATIONAL ACCREDITATION FOR THE FRESNO POLICE DEPARTMENT

**(1-M)** APPROVE LEASE AGREEMENT WITH WILLIAM AND SANDRA SMITH AT THE LEASE RATE OF \$800 PER MONTH FOR THE RESIDENCE LOCATED AT 6453 W. CENTRAL AVENUE; AUTHORIZE THE DIRECTOR OF PUBLIC UTILITIES TO EXECUTE THE LEASE AGREEMENT ON BEHALF OF THE CITY; AND AUTHORIZE THE WASTEWATER MANAGEMENT DIVISION TO CONFIRM THE EXTENSION OF THE LEASE ON A MONTH-TO-MONTH BASIS AFTER THE EXPIRATION OF THE LEASE ON APRIL 30, 2003

**(1-N) RESOLUTION NO. 2002-163** - INTENT TO ANNEX FINAL TRACT NO. 4903 TO CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 2, ANNEXATION NO. 37, AUTHORIZE THE LEVY OF SPECIAL TAXES, AND SETTING THE PUBLIC HEARING FOR JUNE 25, 2002, AT 10:00 A.M.

**(1-O)** APPROVE ACQUISITION OF APN 442-021-43 LOCATED AT CLINTON AND BRAWLEY AVENUES FROM THE GEORGE IGNATIUS FOUNDATION TRUST FOR THE APPRAISED VALUE OF \$785,000 TO EXPAND THE VICTORIA WEST PARK, AND AUTHORIZE THE DIRECTOR OF PARKS AND RECREATION TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION

**(1-P) RESOLUTION NO. 2002-164 - SETTING POLICY TO DETERMINE USE OF THE CITY’S SKY BOX/TICKETS AT THE DOWNTOWN STADIUM**

On motion of Councilmember Calhoun, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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**CONTESTED CONSENT CALENDAR:**

**(1-I) APPROVE CLOSURE OF BURLINGTON NORTHERN & SANTA FE RAILWAYS (BNSF) GRADE CROSSINGS AT SEVEN CITY STREETS AND ALLEYS BETWEEN BELMONT AND OLIVE AVENUES**

Councilmember Ronquillo expressed his concern with the timber barriers stating that staff was looking for the “cheap way out”; stated if this was happening in a more distinguished area of the community it would not be cheapened, questioned why the timber barriers were being proposed instead of what was discussed in detail a few years ago. Assistant Public Works Director Holmes requested the matter be laid over to later in the meeting so staff could review the issue and respond. Brief discussion ensued with City Manager Hobbs recommending the matter be laid over one week, Councilmember Ronquillo elaborated further, and City Attorney Montoy advised the award of the contract also needed to be included in the title. By Council consensus the matter laid over to May 28<sup>th</sup> at 9:00 a.m.

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**LETTER OF COMMENDATION TO MOUNTAIN VIEW ELEMENTARY SCHOOL AS A NATIONAL BLUE RIBBON SCHOOL - COUNCILMEMBER DUNCAN**

Read and presented.

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**(9:15 A.M.) APPEARANCE BY REVEREND JANICE SALEEM TO MAKE A PRESENTATION ON THE INTERNATIONAL FAITH CONFERENCE - PRESIDENT PEREA**

Presentation made with Reverend Saleem requesting a resolution of endorsement from Council and information on grant programs and other programs available to homeowners in the city. Councilmember Ronquillo spoke in support of issuing a resolution and President Perea stated staff would work with Reverend Saleem on the resolution.

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**(9:20 A.M.) APPEARANCE BY DOUG HARRISON, FRESNO METROPOLITAN FLOOD CONTROL DISTRICT (FMFCD) REQUESTING AN EXEMPTION FROM THE AMERICANS WITH DISABILITIES ACT (ADA) POLICY RELATIVE TO CURB CUTS (REQUEST ACTION BE TAKEN) (CONTINUED FROM EARLIER)**

read an excerpt from the letter, and clarified the urgency had been resolved and 25 curb cuts would be addressed. Upon question of Councilmember Ronquillo, Mr. Souza confirmed curb cuts would be required any time any street improvement work is done.

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**RECESS - 9:53 A.M. - 10:04 A.M.** Councilmember Castillo arrived later.

**(10:00 A.M.)** HEARING ON PLAN AMENDMENT NO. A-02-004, REZONING APPLICATION NO. R-02-011, AND ENVIRONMENTAL FINDINGS, FILED BY THE CITY OF FRESNO REDEVELOPMENT AGENCY, PROPERTY BORDERED BY “H” STREET ON THE WEST, BROADWAY PLAZA ON THE EAST, TUOLUMNE STREET ON THE NORTH, AND THE MERCED STREET RIGHT-OF-WAY ON THE SOUTH (LOCATED IN DISTRICT 3)

**1. CONSIDER AND ADOPT THE MITIGATED NEGATIVE DECLARATION FOR ENVIRONMENTAL ASSESSMENT NO. A-01-04/R-02-11**

**2. RESOLUTION NO. 2002-165 - AMENDING THE 1984 FRESNO GENERAL PLAN CIRCULATION ELEMENT (P.A. A-02-04)**

**3. RESOLUTION NO. 2002-166 - AMENDING THE CENTRAL ARA COMMUNITY PLAN(P.A. A-02-04)**

**4. BILL NO. B-25 - ORDINANCE NO. 2002-26 - AMENDING THE OFFICIAL ZONE MAP TO REZONE THE WESTERN PORTION OF THE SUBJECT PROPERTY FROM M-1 TO C-4**

**5. BILL NO. B-26 - ORDINANCE NO. 2002-27 - AMENDING THE FULTON/LOWELL SPECIFIC PLAN AREA (P.A. A-02-04)**

President Perea announced the time had arrived to consider the issue and opened the hearing. Planning Manager Beach advised the staff report as submitted contained a complete description of the project. Councilmember Ronquillo spoke briefly in support stating this was being done for future development and would enhance the area.

Upon call, no one wished to be heard and President Perea closed the hearing.

On motion of Councilmember Ronquillo, seconded by Councilmember Duncan, duly carried, **RESOLVED**, The finding of a Mitigated Negative Declaration for Environmental Assessment No. A-02-04/R-02-011, dated April 12, 2002, hereby approved; the above entitled Resolution Nos. 2002-165 and 2002-166 hereby adopted; and the above entitled Bill Nos. B-25 and B-26 adopted as Ordinance Nos. 2002-26 and 2002-27, by the following vote:

Ayes	:	Boyajian, Calhoun, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	Castillo

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**RECESS - 10:08 A.M. - 10:16 A.M.** All members were present.

**(10:15 A.M. #1)** HEARING ON PLAN AMENDMENT NO. A-02-02, REZONING APPLICATION NO. R-02-01, AND ENVIRONMENTAL FINDINGS, FILED BY JAMES LOGAN AND ASSOCIATES ON BEHALF OF DERREL’S MINI STORAGE, INC., 9 ACRES LOCATED ON THE NORTH SIDE OF W. SAN JOSE AVENUE BETWEEN N. VALENTINE AND N. MARTY AVENUES (LOCATED IN DISTRICT 2)

1. CONSIDER AND ADOPT MITIGATED NEGATIVE DECLARATION FOR ENVIRONMENTAL ASSESSMENT NO. A-02-02/R-02-01/C-02-05
2. **RESOLUTION NO. 2002-167** - AMENDING THE BULLARD COMMUNITY PLAN
3. **RESOLUTION NO. 2002-168** - APPROVING CONDITIONAL USE PERMIT APPLICATION NO. C-02-05
4. **BILL NO. B-26 - ORDINANCE NO. 2002-27** - AMENDING THE OFFICIAL ZONE MAP TO REZONE THE SUBJECT PROPERTY FROM R-2/UGM TO S-L/UGM

President Perea announced the time had arrived to consider the issue and opened the hearing. Planner Chamberlain gave a brief overview of the issue as contained in the staff report as submitted.

An applicant representative gave a brief overview of the project and requested approval.

Upon call, no one else wished to be heard and President Perea closed the hearing.

Councilmember Calhoun spoke briefly in support and made a motion to approve staff's recommendation.

On motion of Councilmember Calhoun, seconded by Councilmember Ronquillo, duly carried, **RESOLVED**, the finding of a mitigated Negative Declaration for Environmental Assessment No. A-02-02/R-02-01/C-02-05 dated March 27, 2002, hereby approved; the above entitled Resolution No. 2002-167; the above entitled Resolution No. 2002-168 approving CUP No. C-02-05 hereby adopted subject to the four conditions outlined in the staff report; and the above entitled Bill No. B-26 rezoning the subject property adopted as Ordinance No. 2002-27, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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**(10:15 A.M. #2) WORKSHOP REGARDING DOWNTOWN PARKING**

- A.**
  - i.** APPROVE RATE INCREASE AND OPERATION HOURS AND ESTABLISH THE "MALL SPECIFIC" AND "NON-MALL SPECIFIC" PARKING METER ZONES
  - ii.** APPROVE RATE INCREASE DURING SPECIAL EVENTS, PARKING PERMIT FEES, AND OPERATIONAL HOURS FOR PARKING GARAGES AND PARKING LOTS IN THE DOWNTOWN AREA
- B.** DISCUSSION AND RECONSIDERATION OF 4/23/02, COUNCIL ACTION REGARDING DOWNTOWN PARKING ISSUES INCLUDING METERS AND GARAGE OPERATIONS - COUNCILMEMBER QUINTERO (MINUTE RESOLUTIONS APPROVED BY COUNCIL:)
  - i.** OFF-STREET PARKING METER LOTS, AUTHORITY TO USE DAILY RATES DURING SPECIAL EVENTS
  - ii.** ON-STREET PARKING METERS
  - iii.** PARKING GARAGES AND SURFACE LOTS
  - iv.** AUTHORITY TO CHARGE FEES AT CITY LOTS (MISCELLANEOUS)

Councilmember Quintero stated he scheduled the matter because a lot of issues and impacts to those affected were not considered prior to Council's last action and elaborated, and stated staff needed to meet with all the businesses affected and the problems and issues needed to be addressed before moving forward.

Transportation Manager Madewell reviewed the changes being requested (as contained in the staff report as submitted) using maps to illustrate, and recommended approval of all the items listed on Exhibit "D" of the staff report.

Speaking to the issue and expressing concerns were: **(3 - 0)** Barbara Hunt, 2475 S. Walnut; Enrique Reade, 1002 "T" Street, Yost and Webb Mortuary; William Patnaude, 1050 "S" Street; Bob Pinion, 13331 E. Ashlan; Leon Green, 887 Fulton Mall; Rabbi Alan, 851 Van Ness; Nanette Stockle, 732 Fulton; Joe Cabrita, 707 S. Broadway, L.A., CA; Cellie Bowens, 1240 Broadway; Lorene Prandini, 1240 Broadway, The Learning Center; Penny Bevins, 1316 e. Brown; Jamie Perry, 8947 N. Whitney; Hak Williams, 1742 Buckingham, who also submitted petitions containing over 1,700 signatures; Bill Kuebler, Director, Downtown Association, 950 Fulton Mall; and Aide Flores, 2021 Mariposa Mall.

Upon call no one else wished to be heard and President Perea closed public testimony.

President Perea clarified Council was sensitive to the issue and staff had been working hard on the challenges created by all the things happening downtown; stated unintended consequences of doing something too quickly and not talking to people created this public relations nightmare; stated there were a lot of things that needed to be fixed and further discussions were necessary with those impacted; noted he did not want to exasperate the problem by approving new rates this date; and stated the mall zones made sense but he felt the mall-specific zone needed to be tighter around the stadium.

Councilmember Duncan noted people were talking about "all the changes" that were made and upon question Mr. Madewell stated no changes other than the \$5.00 flat rate charged at garages and lots were made. Councilmember Duncan continued stating there was no free parking up north and advised of the "common area charge"; advised the 1-hour free parking downtown was eliminated last August because the city was losing money; concurred parking was a problem during baseball and changes were needed; stated street parking needed to be reserved for downtown merchants and stadium event people needed to move into the parking lots and garages designated with the \$5.00 fee; relative to government agencies stated the city had to deal with the reality of the cost of providing parking for them; and made the following suggestions for consideration: (1) move stadium employees off the street and onto the new surface parking lots, (2) review changing some of the 1-hour meters to 2-hours, (3) look at the hours of meter operation in the non-mall specific zone, especially on Sundays and explained; and commended staff for trying, apologized for all those who have been inconvenienced, and stated solution to the problem may have to involve participation of downtown businesses.

Councilmember Ronquillo commented on the issue **(4 - 0)** and expressed concern stating the city was insensitive and callous relative to accommodating downtown businesses with accessible, reasonably priced parking and elaborated; stated the Merchants Parking lot needed to be prioritized for the downtown merchants and staff needed to be sensitive to them due to their investment; stressed staff needed to understand the issues, make refinements, and force the Grizzlies to be accommodating about employee parking even if the city has to purchase more property on "G" Street and shuttle people and employees to games; and commented on the free parking and loss of revenue and need for parking structures.



Discussion ensued with Mr. Madewell, Manager Hobbs and City Attorney Montoy clarifying issues and/or responding to comments, questions and/or concerns of Councilmembers Boyajian and Quintero relative to compromising with permit holders who stay after 6pm, why merchants' customers had to pay to patronize a business, the two significant changes being proposed (keeping meters to encourage change overs and prevent stadium people from hogging meters and the 3-tier proposal for permit holders), if validations have been considered, need for more dialog and sensitivity to people and downtown merchants, working out an agreement with the Grizzlies to charge \$2 to \$3 more per ticket to pay the stadium annual debt payment, need for parking for the Masten Towers/Learning Center, what the next step was and if things would go back to the status quo, and concurrence that the mall specific zone was too wide.

Councilmember Calhoun stated people were not aware of the significant amount of work staff had done on the issue since Council's last action; concurred with Councilmember Duncan that downtown needed to adapt to a different environment and commented on other cities' parking policies; stated the proposed changes dealt with the issues and he felt staff's recommendations were 95 to 98% there, and stated it was time to take a position and made a motion to approve staff's recommendation, which was later seconded by Councilmember Duncan, amended, and acted upon.

Mr. Kuebler responded to questions Councilmember Duncan relative to street parking by stadium people. Councilmember Duncan stated his concern was the Grizzlies would be back on Friday and nothing had really changed, stated he would hate to see more business lost due to street parking filled with stadium people after 6 pm if nothing was done, stated the street meters was a clear issue and would help the merchants with customer parking, and stated he would second the motion if Councilmember Calhoun amended it to approve only **A-i.** adding further dialog could occur by staff on **A-ii.**, with Councilmember Calhoun accepting the amendment. Councilmember Ronquillo questioned if Councilmember Calhoun would further amend the motion to require the Merchants Parking Lot and one-half of Garage No. 4 be made available for downtown merchants only and ask the Grizzlies to use the "H" Street lot, with Councilmember Calhoun stating he would not as that was too much micro-managing.

Mr. Madewell and Mr. Hobbs responded to questions and comments of Acting President Castillo relative to what the increased parking enforcement entailed, perception of not much enforcement, if a difference was realized in meter revenues, capturing revenue by enforcement, the Grizzlies' 200 parking spaces for employees and where they parked, loss of prime parking and revenue with the Grizzlies' 200 spaces, need for staff to have dealt with the issues sooner and before bringing changes to Council, and negotiations relative to the 200 spaces and status. President Perea reiterated he felt it was premature to move forward without discussions with the merchants (**5 - 0**), concurred perception was a big part of the problem, stated he felt Council needed to step back and take a pause adding the stadium would be there 30 years, and stated he wanted to see a tight circle around the stadium adding charging rates one-half mile to one mile away did not make sense.

A motion of Councilmember Calhoun, seconded by Councilmember Duncan, to approve the rate increase and operational hours and establish the "mall specific" and "non-mall specific" parking meter zones (A-i.) failed, by the following vote:

Ayes	:	Calhoun, Duncan
Noes	:	Boyajian, Castillo, Quintero, Ronquillo, Perea
Absent	:	None

Councilmember Ronquillo made a motion to approve **A-i.** (increase meter rates to deal with the after 6pm parking and establishing the mall and non-mall zones) and designate the Merchants Parking Lot as a priority for downtown merchants only at the current hourly rate with the understanding of the ability to re-examine the issue after the Grizzlies' next home stand. Councilmember Boyajian urged staff talk with the different entities who employ people and the permit holders. Mr. Madewell responded to questions of Councilmember Quintero relative to what was going to happen with the agencies whose contracts were cancelled. Councilmember Duncan stated he would support the motion if the Merchants Lot could be shared with stadium people stating the lot rarely filled up on game days. Acting President Castillo stated if the motion passed it would come back again and again and change things all over again, and urged Council to wait for staff to talk with those affected and report back with all the information needed to make decision.

Councilmember Ronquillo accepted Councilmember Duncan's suggestion to share the lot and reiterated his motion. Brief discussion ensued with Mr. Kuebler responding to questions relative to number of businesses in the downtown area ; Councilmember Duncan spoke in support of the motion stating it was critical to move stadium event parking off the streets and onto the lots; Councilmember Calhoun stated he would not support the motion as it was adding a micro-managed part to the prior motion.

A motion of Councilmember Ronquillo, seconded by Councilmember Boyajian, to approve the rate increase and operational hours and establish the "mall specific" and "non-mall specific" parking meter zones (**A-i.**), and share the Merchants Parking Lot for downtown merchants and stadium attendees at the current hourly rate with the understanding of the ability to re-examine the issue after the Grizzlies' next home stand failed, by the following vote:

Ayes	:	Boyajian, Duncan, Ronquillo
Noes	:	Calhoun, Castillo, Quintero, Perea
Absent	:	None

Councilmembers Ronquillo and Duncan were designated to work with staff and downtown merchants.

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**(10:30 A.M.) HEARING TO CONSIDER A RESOLUTION OF PUBLIC USE AND NECESSITY FOR THE ACQUISITION OF AN EASEMENT FOR IMPROVEMENTS TO PEACH AVENUE**

**1. \* RESOLUTION NO. 2002-169 - DETERMINING THAT PUBLIC INTEREST AND NECESSITY REQUIRE THE ACQUISITION OF AN EASEMENT AND RIGHT-OF-WAY FOR PUBLIC STREET IMPROVEMENT PURPOSES, OVER, UNDER, THROUGH AND ACROSS REAL PROPERTY FOR THE CONSTRUCTION OF IMPROVEMENTS AT THE SOUTHWEST CORNER OF PEACH AND OLIVE AVENUES**

President Perea announced the time had arrived to consider the issue and opened the hearing. Assistant Pubic Works Director Holmes gave a brief overview of the issue as contained in the staff report as submitted.

Upon call, no one wished to be heard and President Perea closed the hearing.

On motion f Councilmember Ronquillo, seconded by Acting President Castillo, duly carried, **RESOLVED**, the above entitled resolution No. 2002-169 hereby adopted, by the following vote:

Ayes : Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea  
Noes : None  
Absent : None

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**UNSCHEDULED ORAL COMMUNICATIONS:**

**APPEARANCE BY BARBARA HUNT REGARDING CONCERNS WITH THE PLANNING COMMISSION AND THEIR PRE-REVIEW OF MATTERS PRESENTED TO COUNCIL**

Appearance made; no action taken.

**APPEARANCE BY BOB PINION REGARDING OPPOSITION TO OPENING THE FULTON MALL TO TRAFFIC, VENTURA STREET BARRIERS, OPPOSITIONS TO PROPOSED DOWNTOWN RIVER WALK, COMPLETION DATES FOR THE DOWNTOWN STADIUM AND AIRPORT EXPANSION PROJECT, AND SUPPORT FOR A RACE TRACK PROPOSED BY JERRY TURNER**

Appearance made; no action taken.

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**LUNCH RECESS - 12:38 P.M. - 1:40 P.M.**

**(1:30 P.M.) CONTINUED HEARING ON THE FISCAL YEAR 2003 BUDGET**

Councilmember Duncan noted the budget was proposing to add 20 new non-public safety positions to the city's bloated payroll; stated he was confused and questioned why even one new position needed to be added if the services were going to be kept the same and revenues were actually going to decline; stated the 20 positions being proposed would add over \$1 million in new spending which was money that could go to the police and fire departments or repair streets; elaborated further on the issue; and stated with the financial uncertainty this year it was critical to bring city government operations into the real world.

**MOTION - Councilmember Duncan/President Perea** - The total non-public safety employee count for FY 2003 to be frozen at FY 2002's level, with the payroll savings to be used to offset the \$1.7 million dollars the state recently took away from the city.

Councilmember Duncan clarified if the city manager wanted new positions he could add them but he would have to eliminate one that was not needed, and stated it was also important that Council acknowledged the taxpayer will not expect any reduction in the level of service they are receiving.

President Perea concurred and stated this was about looking within ourselves and cutting back like any household would when the budget does not match expenses.

City Manager Hobbs pledged to work with Council in reviewing, critiquing and changing the budget, and clarified issues relative to numbers and positions and what the story behind them was and what drove them.

Councilmember Boyajian stated the city was not providing the same level of service for neighborhoods, and President Perea advised Councilmember Calhoun wanted a report on all the new positions being proposed and funding source.

**FIRE DEPARTMENT:**

Chief Smith reviewed FY 2002's highlights and accomplishments **(6 - 0)**, gave an overview of the significant areas in the proposed FY 2003 budget, and responded to questions of Councilmember Duncan relative to maintenance and needs, and thermal imaging cameras including goals, cost, and fund-raising efforts.

**MOTION - Councilmember Duncan/President Perea** - Increase Fire Department maintenance budget by \$100,000

**MOTION - Councilmember Duncan/President Perea** - Appropriate \$40,000 for two thermal imaging cameras.

Chief Smith, City Manager Hobbs, and Controller Quinto responded to questions of Councilmember Boyajian relative to the 10 firefighter positions (if they were replacing or increasing the force), the cadet program, subsidies and giving a lot of fire service away to other agencies, user fees and studies, if the department was exploring other revenue streams, grant writers and if one would benefit the department, successful cities and how they attain grants, and need for grant writers.

**MOTION - Councilmember Boyajian/Quintero** - Grant Writer to be shared with the Fire Department and other entities.

Chief Smith, Mr. Hobbs, Budget Manager Lynch and M.A. Lombardi responded to questions and/or concerns of President Perea and Councilmembers Calhoun, Quintero and Castillo relative to whether the \$600,000 in contingency would support the cadet program, retirement issues facing the department, significant amount for payoffs, arson investigators and if any were included in the 10 additional positions, status of the southeast fire station, amount budgeted for conferences, cadets v. recruits, overtime costs and ways to reduce, why it takes so long to ask for needed positions which would reduce overtime costs, retirement incentives, **(7 - 0)** what staffing level was needed to insure the overtime budget does not continue to go up, why a 100% increase in overtime was being projected, if an appropriate training program was in place, Councilmember Ronquillo speaking in support of the department's budget, fire station 15 and if it would be constructed this year, why positions were being funded if the station was not going to be built, number of vacant firefighter positions and if they were funded, hiring process, perception of over-budgeting based on anticipated retirements, the management analyst position, support for the cadet program, hospital agreement with Madera, the additional \$14 million for the fire and police departments (public safety appropriation reconciliation), the Maximus study, Parks capital reduction of \$3 million being a one-time revenue stream, how staff could make a recommendation to increase fire and police budgets by over \$13 million with one-time appropriation, and how a budget could be built with one-time money.

**MOTION - Councilmember Calhoun/President Perea** - Council Budget Committee to review the basic premise of building a budget (in some cases) with one-time money.

There was no further discussion on the Fire Department budget.

**RECESS - 3:29 P.M. - 3:42 P.M.**

Mr. Hobbs stated Council's broad-based concerns were valid and commented on the budget before Council, concurred there would be challenges, and stated the budget laid out true costs of what the city's services program was. Councilmember Calhoun stated the Mayor gave Council his best shot and it was now up to Council to see if all the pillars can be supported.

**DEPARTMENT OF PUBLIC UTILITIES:**

Public Utilities Director McIntyre reviewed changing issues (**8 - 0**), FY 03 issues, utility rates, the department's and division's operating budgets/issues/accomplishments at length, identified key staff, and responded to questions, comments and/or concerns of Councilmembers Ronquillo, Boyajian and Duncan relative to debt service of other cities, rationale for keeping sewer and water rates so low, need to increase fees instead of bonding and increasing debt, motion by Councilmember Boyajian (no second) to reasonably increase utility rates, the \$25 million debt and reductions, retrofitting buses, green waste, the three bins and contamination problems, need for better public education program, Sunset Waste being out of compliance, recycling goals and why they have not been attained, when new programs would be implemented, competing with private enterprise, alley pick-up/closures, need to increase water rates, solid waste task system (**9 - 0**), number of hours worked on shifts, and concern with employees working five hours and being paid for eight. Councilmember Duncan stated the city was not delivering the best service to business customers.

**MOTION - Councilmember Duncan/Quintero** - Privatize commercial solid waste pick-up and eliminate the proposed 15% increase for commercial (concept being to turn revenues into franchise fees with private companies).

Mr. McIntyre responded to questions of Councilmembers Ronquillo, Calhoun and Boyajian relative to when the last solid waste rate increase occurred, bonding capacity, debt, considering electric fuel cell systems, need to reduce reliance on PG&E and generate savings, status of transfer station, number of trips to the landfill per day, negotiations with Local 39 and if pay increases were included in the budget, tipping fees, and the sports complex including completion date and who would manage it.

**MOTION - President Perea/Duncan** - Eliminate the Human Resource Analyst position.

Mr. McIntyre responded to questions and comments of President Perea relative to 2002 and projected 2003 PG&E rates, the proposed rate increases (8% for water, 9.5% for residential and 15% for commercial totaling \$7.9 million), interdepartmental charges, and support for Councilmember Duncan's motion eliminating the 15% for commercial.

**MOTION - President Perea/Ronquillo** - Eliminate the 8% water rate increase and the 9.5% residential increase.

President Perea stated he felt the rate increases were a disincentive to be more efficient and he felt some of the rates for the reserves were inflated and elaborated, and relative to budgeted employee raises in all departments stated the city may be giving raises it may not afford. Ms. Quinto advised there was a debt service covenant associated with fund balances and reserve levels and if rates are not raised as proposed the city may be in a situation where it is out of compliance and explained. There was no further discussion on the public utilities' budget.

TRANSPORTATION  
PLANNING AND DEVELOPMENT DEPARTMENT  
CITY ATTORNEY'S OFFICE  
CITY CLERK'S OFFICE

The budget hearing was continued, along with the above departments, to May 28, 2002, at 8:30 a.m.

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**CLOSED SESSION:**

**(A) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - CASE NAMES:**

1. CITY OF FRESNO V. FRESNO COUNTY, LAFCO AND CITY OF CLOVIS - COUNCILMEMBER CALHOUN
2. MICHAEL MCKELLY V. CITY OF FRESNO

**(B) CONFERENCE WITH LABOR NEGOTIATOR - EMPLOYEE ORGANIZATIONS:**

1. INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW) LOCAL 100
2. INTERNATIONAL UNION OF OPERATING ENGINEERS, STATION ENGINEERS LOCAL 39 (LOCAL 39)

The City Council met in closed session in Room 2125 at the hour of 5:05 p.m. to consider the above issues and reconvened in joint session with the Redevelopment Agency thereafter.

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**(5:30 P.M.) JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

The City Council and Agency reconvened in joint session at 5:54 p.m. President Perea arrived later.

**(“A”) CONTINUED HEARING TO CONSIDER ACTIONS RELATING TO THE PROPOSED SALE OF A SINGLE-FAMILY RESIDENCE LOCATED AT 539 N. WHITNEY STREET (COUNCIL AND AGENCY ACTION)**

1. **JOINT RESOLUTION NO. 2002-170/1604** - APPROVING THE TRANSFER OF OWNERSHIP FROM HECD TO THE AGENCY AND THE AGENCY SALE OF THE PROPERTY TO JUAN RAMOS, OLGA GONZALES AND MAJANO WATER FOR \$48,000
2. **AUTHORIZE THE EXECUTIVE DIRECTOR OR REDEVELOPMENT ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO EFFECTUATE THE TRANSACTION**

Chair Duncan announced the time had arrived to consider the issue and opened the hearing. Director Fitzpatrick gave a brief overview of the issue and advised technical corrections to the sales contract had been submitted. A motion was made to approve staff's recommendation.

Barbara Hunt, 2475 S. Walnut, spoke in opposition.

Upon call, no one else wished to be heard and Chair Duncan closed the public hearing.

Councilmember Ronquillo stated the public was being misinformed by the speakers' comments and along with Mr. Fitzpatrick clarified the City was not taking anyone's property and explained the issue as contained in the staff report.

On motion of Councilmember Ronquillo, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Joint Resolution No. 2002-170/1604 hereby adopted, and the Executive Director or Redevelopment Administrator authorized to execute the necessary documents to effectuate the transaction, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Quintero, Ronquillo, Duncan
Noes	:	None
Absent	:	Perea

President Perea arrived at 6:00 p.m.

#### APPROVE AGENCY MINUTES OF MAY 14, 2002

On motion of Acting President Castillo, seconded by President Perea, duly carried, RESOLVED, the Agency minutes of May 14, 2002, approved as submitted.

**(“B”)** CONSIDER MATTERS RELATING TO THE POTENTIAL FULTON STREET DISTRICT REDESIGN ALTERNATIVES, LAND USES, TRAFFIC CIRCULATION, ETC., FOR THE CENTRAL BUSINESS DISTRICT REDEVELOPMENT PROJECT AREA AND THE CENTRAL AREA COMMUNITY PLAN (INCLUDES FULTON, MERCED, MARIPOSA AND KERN MALLS AND RELATED PEDESTRIAN AND TRAFFIC AREAS)

**1.** ACCEPT REPORT BY ELS ARCHITECTURAL CONSULTANTS AND THE MARKET POTENTIAL ANALYSIS BY GREGORY STOFFEL & ASSOCIATES FOR THE FULTON STREET DISTRICT (COUNCIL AND AGENCY ACTION)

**2.** RESOLUTION - INITIATING PROCEDURES TO AMEND THE URBAN RENEWAL PLAN FOR THE CENTRAL BUSINESS DISTRICT PROJECT ONE, AND AMENDING THE CENTRAL AREA COMMUNITY PLAN, IF NECESSARY (COUNCIL ACTION)

**3.** DIRECT AND AUTHORIZE STAFF TO INITIATE ANY PROCEDURES AND NEGOTIATE ANY PROFESSIONAL SERVICE AGREEMENTS NECESSARY FOR: (a) COMPLYING WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA), (b) SATISFYING PUBLIC REVIEW REQUIREMENTS, (c) A TOPOGRAPHICAL SURVEY, (d) STUDYING AND PROPOSING ANY PLAN AMENDMENTS, AND (e) MEETING ANY OTHER REQUISITES NECESSARY TO EVALUATE AND ASSESS THE ALTERNATIVES (COUNCIL AND AGENCY ACTION)

Chair Duncan clarified Council would not be voting this date on the issue of opening up the mall to traffic or not but would hear testimony and options and take appropriation action.

Director Fitzpatrick reviewed the historical background of the issue, and Barry Elbasani, ELS Consultant, and Greg Stoffel, Gregory Stoffel & Associates, reviewed the highlights of the study and the market analysis conducted and statistics, using photos and charts to illustrate **(10 - 0)**, and concluded stating the Fulton Mall was not doing well at all, recommended opening up the mall to traffic stating people and cars could co-exist, and relative to the market statistics stated they had never seen those types of numbers for a city the size of Fresno.

Mayor Deputy Chief of Staff Glazebrook read a letter from Mayor Autry into the record in support of moving forward with an EIR, a copy of which is on file in the office of the City Clerk.

Chair Duncan noted there had been a lot of interest and input on the issue and he appreciated the public's involvement; stated it was clear that the Fulton Mall was a very important part of the city and its future; noted everyone was right on this issue but stated he felt it was premature to vote on the issue today as a lot of issues needed to be worked out relative to opening up the mall or opening up just a part of it, and made a motion to lay the matter over the to first meeting in September, direct the RDA staff and consultants to further flush out options for (1) opening just look the north and/or south ends of the mall, or (2) look at other concepts with features such as Kern Street improvements to the stadium and festival area, farmers market, and multiplex theater at Mariposa, and further, ask that RDA staff work to provide any advice to any community group that would like to develop their own proposal, which motion was seconded by Councilmember Calhoun and later acted upon.

Speaking to the issue were: Bob Perez, Manager, Long's Drug Store, support for EIR; Bill Kuebler, Director, Downtown Association, 950 Fulton Mall, support for EIR; Nancy Marquez, Fresno Arts Council Interim Director, request study be postponed; Valerie Rae Hanneman, downtown worker, 768 W. Polson, Clovis, opposed to opening the mall; Frank Laury, 19425 Tollhouse Rd., Clovis, opposed to opening the mall; John Ferdinandi Jr., 1713 Tulare Street, 3RC Committee, support EIR; Armando Torres, 791 N. Villa, opposed to opening; Gabe McCline, 1516 W. Escalon; Elena Ochoa, 1039 Fulton Mall, support EIR; David Janeway, 633 W. Terrace; Leon Green, 887 Fulton Mall; Bob Dwyer, 4781 E. Gettysburg, 1,000 Friends of Fresno, opposed to opening; Salvador Arroyo, 1105 Fulton Mall, opposed to opening; Robert Dyer, 926 Lakewood Drive, opposed to opening; Joyce Aiken 3774 W. Buena Vista, opposed to opening; Dianne Hanzlicek, 738 E. Lansing, opposed to opening for now (**11 - 0**); Peter Ruggerello, 8778 N. Colfax, support EIR; Anidelle Flint, 254 W. San Bruno, opposed to opening; Ray McKnight, opposed to opening, who also submitted written material; and Gordon Webster, 1315 Van Ness, representing Chamber of Commerce, support EIR.

Continued speakers were: Linda Zachritz, 2014 Tulare Street, opposed to opening; Joe Bigham, 5730 N. Orchard, opposed to opening; Nanas Watkins, 2665 S. Carver; Erica Montoya, 8735 N. Cedar #157, support EIR; Victoria Gonzales, 1391 E. Bullard, support EIR; Mabelle Selland, 1483 E. Portals, Downtown Fresno Coalition, opposed to opening, who also submitted written material; Dan Zack, 956 N. Echo, support EIR; Margaret Joan Weeks, 903 E. Frederick, opposed to opening; Sandra King, 1060 Fulton Mall, support EIR; Alma Margosian, 3619 N. Orchard, opposed to opening; Anne Young, 2555 W. Bluff #143, opposed to opening; Jason Weiner, 812 E. Hedges, Proctors Jewelers, support EIR; George Ollickala, 3604 E. Redlands; Kendall Simsarian, 1060 Fulton Mall #811, support EIR, who also submitted a huge volume of letters of support (**12 - 0**); Valta Pointer, 2882 E. Huntington Blvd #139, opposed to opening; Sallie Ramirez, 1123 N. Arthur, support EIR; Brent Weiner, 1201 Fulton Mall, support EIR; Stuart Slinkard, 1463 E. LaSalle, opposed to opening; Robin Crocket, 503 E. Cornell, opposed to opening; Joni Pettit, 7435 W. Rialto, support EIR; Architect James Oakes, 191 W. Shaw #101, opposed to opening; Larry Roselle, 344 E. Simpson, opposed to opening; Carol Roush, 2014 Tulare Street #726, opposed to opening; and Greg Maroot, 1211 E. Ashlan #101, support EIR.



The following remaining speakers all spoke in opposition to opening up the mall to traffic: Rick Roush, 7640 N. Marks, T.W. Patterson Building owner; Bruce Morris, 2257 E. Fremont; Lizbeth Laury, 1336 E. Hampton Way; Clement Renzi, 4227 N. Wilson; Stephen Mensel, 1221 Van Ness; Betsy Temple, 667 E. Home; Charles Briggs, 1177 Fulton Mall, co-owner Guarantee Savings Building (**13 - 0**); Robert Friesen, 3615 E. Kerckhoff; Barbara hunt, 2475 S, Walnut; Ron Allison, 1171 Fulton Mall; Dixie Salazar, 704 E. Brown; Kevin Hall, 1204 E. Sierra Madre; Gloria Torrez; James Garcia, 5030 E. Ashlan; Marilyn Silvas, 950 Fulton; and Marsha Simpson, 2881 E. Huntington Blvd. #116.

Mr. Fitzpatrick and City Attorney Montoy responded to a question of Ms. King relative to whether the EIR in the 1989 report covered all options for downtown except for opening up to traffic, and Hal Tokmakian, 2721 E. Garland, spoke to the 10:00 a.m. item adopted in the morning session stating it was a significant issue and approved without an EIR.

Upon call, no one else wished to be heard and Chair Duncan closed public testimony.

Lengthy discussion ensued. Councilmember Ronquillo commented on various issues including competition and his commitment and accomplishments to the downtown area, and stated he supported holding off on the matter and receive additional input, and added the community should not be afraid of changes if it comes to that juncture. President Perea stated Council had enough information to make a decision this date on whether or not to open up the mall adding an EIR would not provide any additional information to make that decision; clarified Council was committed to downtown and elaborated (**14 - 0**); and stated he was opposed to any more investment downtown until the city could partner with private development. Councilmember Boyajian concurred an EIR was not relevant; stated the mall was suffering and the city was to blame; concurred with the need to partner and to offer incentives; and stated traffic would not revive downtown and he would not be supporting the motion. Councilmember Calhoun responded to comments made on the need to partner with the private sector stating Council should not fool itself as the City had taken big risks with public dollars and explained; stated he supported opening up the mall to traffic and the motion would give 90 days for talking and to work things through; and clarified comments he made relative to the mall as referenced by one of the speakers. Chair Duncan stated it looked as though his motion was not going to pass and he was disappointed; stated the mall was not an urban park but a retail area with problems; read excerpts from the Central Area Plan relative to "Fulton Mall District, 21<sup>st</sup> Century Vision" and that the mall should be retained as *primarily* a pedestrian mall -- not *exclusively* a pedestrian mall; clarified the intent of his motion was to say "there are some good ideas here, let's look at them fairly", and stated Council, until today, had been willing to make an investment in downtown adding Vision 2010 was all connected.

A motion of Chair Duncan, seconded by Councilmember Calhoun, to lay the matter over the to first meeting in September, direct the RDA staff and consultants to further flesh out options for (1) opening just look the north and/or south ends of the mall, or (2) look at other concepts with features such as Kern Street improvements to the stadium and festival area, farmers market, and multiplex theater at Mariposa, and further ask that RDA staff work to provide any advice to any community group that would like to develop their own proposal failed, by the following vote:

Ayes	:	Calhoun, Duncan
Noes	:	Boyajian, Castillo, Perea, Quintero, Ronquillo
Absent	:	None

Vice Chair Castillo commented briefly on what he has learned since taking office and on making tough decisions, and added he would not support a motion for an EIR. President Perea stated no one was retreating from their commitment to downtown noting significant investments have been made, clarified this was about taking a pause to determine what future investment made sense, added the failure of the motion did not preclude further discussions on what to do in and around the mall, commented on the real opportunity to connect the mall to other things, and made a motion to accept the ELS report and market analysis and ask the RDA Director to continue to work with the Downtown Association and interested parties to further refine the development of mall area as other developments take place. Brief discussion ensued.

On motion of President Perea, seconded by Councilmember Ronquillo, duly carried, **RESOLVED**, the ELS report and market analysis by Gregory Stoffel & Associates hereby accepted, and the RDA Director requested to continue to work with the Downtown Association and interested parties to further refine the development of mall area as other developments take place, by the following vote:

Ayes	:	Boyajian, Castillo, Perea, Quintero, Ronquillo, Duncan
Noes	:	Calhoun
Absent	:	None

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## **ADJOURNMENT**

There being no further business to bring before the joint bodies, the hour of 10:08 p.m. having arrived and hearing no objections, Chair Duncan declared the meeting adjourned.

**APPROVED** on the 28th day of May, 2002.

_____ Jerry Duncan, Agency Chair	ATTEST: _____ Yolanda Salazar, Assistant City Clerk
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